

**Coast Guard (Great Lakes Pilotage), DHS****\$ 401.420**

Any point on or in	Southeast Shoal	Toledo or any point on Lake Erie west of Southeast Shoal	Detroit River	Detroit Pilot Boat	St. Clair River
Toledo or any port on Lake Erie west of Southeast Shoal .....	\$1,835	\$1,084	\$2,382	\$1,835	N/A
Port Huron Change Point .....	<sup>1</sup> 3,195	3,702	2,400	1,867	1,327
St. Clair River .....	<sup>1</sup> 3,195	N/A	2,400	2,400	1,084
Detroit or Windsor or the Detroit River .....	1,835	2,382	1,084	N/A	2,400
Detroit Pilot Boat .....	1,327	1,835	N/A	N/A	2,400

<sup>1</sup> When pilots are not changed at the Detroit Pilot Boat.

[62 FR 5922, Feb. 10, 1997. Redesignated by USCG-1998-3976, 63 FR 35139, June 29, 1998; USCG 1999-6098, 66 FR 36489, July 12, 2001; USCG-2002-12840, 67 FR 47466, July 19, 2002; USCG-2002-11288, 68 FR 69577, Dec. 12, 2003; USCG-2002-11288, 70 FR 12103, Mar. 10, 2005; USCG-2002-11288, 71 FR 16517, Apr. 3, 2006; USCG-2006-24414, 72 FR 8131, Feb. 23, 2007; 72 FR 13352, Mar. 21, 2007; USCG-2007-0039, 73 FR 15095, Mar. 21, 2008]

**§ 401.410 Basic rates and charges on Lakes Huron, Michigan and Superior and the St. Mary's River.**

Except as provided in § 401.420, the following basic rates are payable for all services and assignments performed by U.S. registered pilots on Lakes Huron, Michigan, and Superior and the St. Mary's River.

**(a) Area 6 (Undesignated Waters):**

Service	Lakes Huron and Michigan
Six-Hour Period .....	\$519
Docking or Undocking .....	493

**(b) Area 7 (Designated Waters):**

Area	De Tour	Gros Cap	Any Harbor
Gros Cap .....	\$1,853	N/A	N/A
Algoma Steel Corporation Wharf at Sault Ste. Marie Ontario .....	1,853	\$698	N/A
Any point in Sault Ste. Marie, Ontario, except the Algoma Steel Corporation Wharf .....	1,553	698	N/A
Sault Ste. Marie, MI .....	1,553	698	N/A
Harbor Movage .....	N/A	N/A	\$698

**(c) Area 8 (Undesignated Waters):**

Service	Lake Superior
Six-Hour Period .....	\$503
Docking or Undocking .....	478

[62 FR 5923, Feb. 10, 1997. Redesignated and amended by USCG-1998-3976, 63 FR 35139, 35140, June 29, 1998; USCG 1999-6098, 66 FR 36490, July 12, 2001; USCG-2002-11288, 68 FR 69578, Dec. 12, 2003; USCG-2002-11288, 70 FR 12103, Mar. 10, 2005; USCG-2002-11288, 71 FR 16518, Apr. 3, 2006; USCG-2006-24414, 72 FR 8131, Feb. 23, 2007; USCG-2007-0039, 73 FR 15095, Mar. 21, 2008]

**§ 401.420 Cancellation, delay or interruption in rendition of services.**

(a) Except as provided in this section, whenever the passage of a ship is interrupted and the services of a U.S. pilot are retained during the period of the interruption or when a U.S. pilot is de-

tained on board a ship after the end of an assignment for the convenience of the ship, the ship shall pay an additional charge calculated on a basic rate of \$93 for each hour or part of an hour during which each interruption or detention lasts with a maximum basic rate of \$1,459 for each continuous 24-hour period during which the interruption or detention continues. There is no charge for an interruption or detention caused by ice, weather or traffic, except during the period beginning the 1st of December and ending on the 8th of the following April. No charge may be made for an interruption or detention if the total interruption or detention ends during the 6-hour period for which a charge has been made under §§ 401.405 through 401.410.

(b) When the departure or movage of a ship for which a U.S. pilot has been

#### § 401.425

ordered is delayed for the convenience of the ship for more than one hour after the U.S. pilot reports for duty at the designated boarding point or after the time for which the pilot is ordered, whichever is later, the ship shall pay an additional charge calculated on a basic rate of \$93 for each hour or part of an hour including the first hour of the delay, with a maximum basic rate of \$1,459 for each continuous 24-hour period of the delay.

(c) When a U.S. pilot reports for duty as ordered and the order is cancelled, the ship shall pay:

(1) A cancellation charge calculated on a basic rate of \$552;

(2) A charge for reasonable travel expenses if the cancellation occurs after the pilot has commenced travel; and

(3) If the cancellation is more than one hour after the pilot reports for duty at the designated boarding point or after the time for which the pilot is ordered, whichever is later, a charge calculated on a basic rate of \$93 for each hour or part of an hour including the first hour, with a maximum basic rate of \$1,459 for each 24-hour period.

[62 FR 5923, Feb. 10, 1997. Redesignated and amended by USCG-1998-3976, 63 FR 35139, 35140, June 29, 1998; USCG 1999-6098, 66 FR 36490, July 12, 2001; USCG-2002-11288, 68 FR 69578, Dec. 12, 2003; USCG-2002-11288, 70 FR 12104, Mar. 10, 2005; USCG-2002-11288, 71 FR 16518, Apr. 3, 2006; USCG-2006-24414, 72 FR 8132, Feb. 23, 2007; USCG-2007-0039, 73 FR 15096, Mar. 21, 2008]

#### § 401.425 Provision for additional pilot.

The Director, Great Lakes Pilotage Staff, U.S. Coast Guard, or the General Manager, Great Lakes Pilotage Authority, Ltd., Canada, may require the assignment of two pilots to a ship upon request of the ship or when in his judgment, because of anticipated long transit, uncommon ship size, adverse weather or sea conditions or other abnormal circumstances, the assignment of two pilots is considered necessary for the safe navigation of the ship. The Director or General Manager shall direct which of the pilots is to be in charge, as circumstances require. The charge to the ship shall be twice the appropriate charge provided for in §§ 401.405, 401.407, 401.410, and 401.420. This section does not apply to a ship in

#### 46 CFR Ch. III (10-1-08 Edition)

a direct transit of the undesignated waters of Lake Erie between Southeast Shoal and Port Colborne unless the ship is required by law to have a registered pilot on board in these waters.

[CGD 80-148, 46 FR 18717, Mar. 26, 1981, as amended at 61 FR 5721, Feb. 14, 1996. Redesignated and amended at 61 FR 32655, June 25, 1996; 62 FR 5923, Feb. 10, 1997, and further redesignated and amended by USCG-1998-3976, 63 FR 35139, 35140, June 29, 1998]

#### § 401.427 Charge on past due accounts.

A charge of two percent (2%) per month shall be paid on the opening monthly balance on accounts remaining unpaid over thirty (30) days after the billing date.

[CGD 79-138, 45 FR 13078, Feb. 28, 1980. Redesignated at 61 FR 32655, June 25, 1996, and further redesignated by USCG-1998-3976, 63 FR 35139, June 29, 1998]

#### § 401.428 Basic rates and charges for carrying a U.S. pilot beyond normal change point or for boarding at other than the normal boarding point.

If a U.S. pilot is carried beyond the normal change point or is unable to board at the normal boarding point, the ship shall pay at the rate of \$562 per day or part thereof, plus reasonable travel expenses to or from the pilot's base. These charges are not applicable if the ship utilizes the services of the pilot beyond the normal change point and the ship is billed for these services. The change points to which this section applies are designated in § 401.450.

[62 FR 5923, Feb. 10, 1997. Redesignated and amended by USCG-1998-3976, 63 FR 35139, 35140, June 29, 1998; USCG 1999-6098, 66 FR 36490, July 12, 2001; USCG-2002-11288, 68 FR 69578, Dec. 12, 2003; USCG-2002-11288, 70 FR 12104, Mar. 10, 2005; USCG-2002-11288, 71 FR 16518, Apr. 3, 2006; USCG-2006-24414, 72 FR 8132, Feb. 23, 2007; USCG-2007-0039, 73 FR 15096, Mar. 21, 2008]

#### § 401.430 Prohibited charges.

No rate or charge shall be applied against any vessel, owner or master thereof, by a registered pilot which differs from the rates and charges set forth in this part, nor shall any rates or charges be made for services performed by a registered pilot, or for support services directly related to the provision of pilotage that a registered